Extension of service of the President of Income Tax Appellate Tribunal

1988. SHRI MOTURU HANUMANTHA RAO): Will the PRIME MINISTER be pleased to state:

(a) whether the President of the Income Tax Appellate Tribunal, Bombay have been given extension if so, the reasons therefor;

(b) what are the reasons for not appointing Vice-Presidents before giving extension to the incumbent President; and

(c) whether such extension has affected reputation of the Tribunal?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ): (a) Yes, Sir. The President has been given extension due to administrative exigencies.

(b) Out of three posts of Vice-Presidents, two are vacant. Steps have been taken to fill up these vacancies and to appoint the serving Vice-President as Senior Vice-President.

(c) No, Sir.

Complaints received against the Members of the Central Council of ICWAI

1989. SHRI ABDUL SAMAD SIDDIQUI: Will the PRIME MINISTER be pleased to state:

(a) what are the details of the members of the Central Council of the Institute of Cost and Works Accountants of India;

(b) whether any complaint against the office bearers and the members of the Central Council were received and if so, when and what are the details of these complaints;

(c) whether these complaints have been investigated, if so, by whom and what are the findings thereof;

(d) whether it is a fact that the persons involved have misappropriated the funds of the institute through fake travels and other activities; and

(e) if so, whether any enquiry is proposed to be conducted in the matter?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ): (a) The details of Members of present Central Council of ICWAI are given in the statement. (See below).

(b) Three Complaints were received by the ICWAI as under:—

(i) One Complaint was received by December 1991 in respect of Shri C. Ramaswamy, a Government nominee regarding his frequent visits to Madras on the expense of the Institute to attend the meetings of the Institute alleged to have not been actually held there.

(ii) Another complaint was received in November, 1992 regarding visit of Shri J. K. Puri, a Central Council member and Shri D. C. Bajaj, a Northern India regional Council Member of I.C.W.A.I. to U.S.A. at the expensec of the Institute.

(iii) Third complaint was received in June, 1992 regarding maintenance of a separate Bank account by the Northern India Regional Council of I.C.W.A.I.

(c) Yes. These complaints have been enquired into by the Institute and the findings are as under:—

As regards the complaint (b) (i), regarding visits to Madras by one Central Council Member at Institute expenses, no irregularities were found. The said Central Council Member was nominated to the Council by the Centdal Government in October 1990 and from October, 1990 to December 1992, the Institute had held 14 Council meetings on different dates at different places. He attended 10 Council meetings during this period which included one at Madras on 23rd August, 1992. Being the Member of the Central Council, he was also a member of different committees of the Council and he attended seven meetings at Madras on different dates during this

period. These meetings were duly called as per official procedure of the Institute. All the T.A. bills claimed by the said Central Council Member during the aforesaid period have been paid as per the existing rules.

With reference to the complaint (b) (ii) regarding the visit of Shri J. K. Puri, Central Council Member and Shri D. C. Bajaj, Member of the Northern India Regional Council of ICWAI to U.S.A. during October, 1992 the same was as per the decision of the Council of the Institute. The Institute of Cost and Works Accountants is a Member of the International Federation of Accountants (IFAC) and this body holds a World Congress of Accountants after every five years. The last World Congress i.e. 14th World Congress of Accountants was held in U.S.A. in October, 1992 and alongwith this World Congress of Accountants, there were also meetings of other Internation Committees namely "Financial Management and Accounting Committee". Shri J. K. Puri and Shri D. C. Bajaj were the Members of the Delegation from the Institute as approved by the Council of the Institute. Their attendance to the said World Congress of Accountants in Washington D.C. U.S.A. was thus official and regular.

In respect of the other complaint (b) (iii) regarding maintenance of separate Bank Account in the Syndicate Bank, Lodhi Road Branch, New Delhi by the NIRC, the matter has been duly considered by the Council of the Institute and the Council has appointed an Internal Auditor to examine the same and give his report in the matter. His final report is still awaited.

(d) and (e) In view of 'b' and 'c' above, the complaints have not been substantiated with regard to misappropriation of funds of the ICWAI with regard to travel..

Statement

ELECTED MEMBERS :

(1)	Dr. G.B. Rao New Delhi.	President
(2)	Shri B.D. Bose Calcutta	Vice President
(3)	Shri P.D. Phadke Bombay	Member
(4)	Shri J.K. Puri New Delhi	Member
(5)	Shri V. Kalyanaraman Madras	Member
(6)	Shri V.R. Iyer Bombay	Member
(7)	Shri Harijiban Banerjee Calcutta	Member
(8)	Shri N.P. Sukumaran Trivandrum	Member
(9)	Shri K.R.S. Sastry Visakhapatanam	Member
(10)	Shri V.B. Behede Pune	Member
(11)	Shri Amal Kumar Das Hazaribagh	Member

(12) Dr. E.V. Mani . . . . . Member
Calcutta

CENTRAL GOVT. NOMINEES :

(1) Mrs. Sudha Pillai . . . . . Member
Joint Secy. Deptt. of Co. Affairs, New Delhi

(2) Shri C. Ramaswamy . . . . . Member
Chief Adviser, (Cost) M/o Fiannce, New Delhi

(3) Mrs. Usha Sahajpal . . . . . Member
Chief Controller of Accounts, M/o Industry, New Delhi ;

(4) Shri G. Lakshmana Swamy . . . . . Member
Kurnool

Bungling in the cost audit report by M/s Lupin Labs. Limited

1990. SHRI ABDUL SAMAD SIDDIQUI: Will the PRIME MINISTER be pleased to state:

(a) whether M/s Lupin Labs. Limited were found bungling with the cost audit reports and a number of adjustments and manepulations were ditected;

(b) whether the company has refused to submit their subsequent cost audit report to Government;

(c) what is the name of the competent authority to inspect and investigate the affairs of the company; and

(d) the reasons for not conducting inspection in this case so far?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ): (a) On a review of the Cost Audit Report in respect of M/s Lupin Labs. Ltd., for the year 1989-90 it was noticed that the company imported raw materials/intermediates used in the manufacture of bulk drugs in excess of their actual requirtments. This anomaly was reported to Ministry of Finance and Ministry of Commerce for taking suitable action against the company in this matter.

(b) The Cost Audit Report of the company in respect of bulk drugs and formulations for the financial year ending 30.6.1992 has not been received so far.

(c) As per Section 209-A of the Companies Act, 1956 the books of account and other books and papers of every company can be inspected either by the Registrar or an officer of Government authorised by the Central Government in this behalf.

(d) A decision to inspect this company has already been taken and inspection will be conducted soon.

डालमिया ग्रुप आफ इन्डस्ट्रीज द्वारा शेयरों की खरीद

1991. श्रीमती सत्या बहिन : क्या प्रधान मंत्री यह बताने की कृपा करेंगे कि :

(क) क्या यह सच है कि पिछले कुछ वर्षों में डालमिया ग्रुप आफ इन्डस्ट्रीज ने देश के बाहर कुछ विदेशी कम्पनियों के शेयर खरीदे हैं, यदि हां, तो उसका ब्यौरा क्या है ;

(ख) इन शेयरों की खरीद के लिये भुगतान किस विदेशी मुद्रा में किया गया ;

(ग) क्या इस संबंध में सभी निबंधन और शर्तों का पालन किया गया और यदि हां, तो इस संबंध में कोई जांच कराई गई है ?

विधि, न्याय और कम्पनी कार्य मंत्रालय में राज्य मंत्री (श्री हंस राज भारद्वाज) (क) से (ग) सूचना एकत्र की जा रही है और सभापटल पर रख दी जायेगी ।